

Message Text

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SUBJECT: LOS CONSULTATIONS WITH MEXICAN TEAM AND
FOREIGN SECRETARY RABASA

FOR SECRETARY KISSINGER, DEPUTY SECRETARY INGERSOLL AND
UNDERSECRETARY MAW FROM JOHN NORTON MOORE

DEPT PLEASE PASS ASST. SEC. ROGERS AND D/LOS: OTHO ESKIN

USUN PLEASE PASS AMB. STEVENSON

1. JOHN NORTON MOORE, THE DEPUTY SPECIAL REP OF PRESI-
DENT FOR LOS CONFERENCE, AND LOS TEAM INCLUDING CLINGAN,
OXMAN AND MARTIN, MET WITH MEXICAN LOS TEAM HEADED BY
AMBASSADOR CASTANEDA AND AMBASSADOR TELLO FOR DAY OF DIS-
CUSSIONS ON LOS ISSUES. FULL TEAMS ALSO MET WITH FOREIGN
SECRETARY RABASA FOR IN DEPTH DISCUSSION OF ISSUES.

2. TEAM MEETINGS CENTERED ON CONTENT OF 200-MILE ECO-
NOMIC ZONE AND TUNA QUESTIONS ALTHOUGH UNIMPEDED TRANSIT
OF STRAITS ALSO DISCUSSED. DISCUSSIONS FOCUSED ON VESSEL-
SOURCE POLLUTION, ACCOMMODATION OF NAVIGATIONAL AND
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RESOURCE USES, RESIDUAL RIGHTS WITHIN ECONOMIC ZONE (INCLUD-

ING PROBLEM OF MILITARY INSTALLATIONS ON THE CONTINENTAL SHELF), TREATMENT OF TRADITIONAL FISHING UNDER FULL UTILIZATION PRINCIPLE, AND SPECIAL PROVISIONS FOR TUNA. THERE WAS GENERAL AGREEMENT THAT STANDARDS FOR VESSEL-SOURCE POLLUTION WITHIN ECONOMIC ZONE SHOULD BE SET INTERNATIONALLY RATHER THAN BY COASTAL STATES AND THAT FULL UTILIZATION PRINCIPLE SHOULD BE INCLUDED IN ECONOMIC ZONE ARTICLES. MEXICAN TEAM RAISED NO PROBLEM CONCERNING UNIMPEDED TRANSIT OF STRAITS. TEAMS NOT IN FULL AGREEMENT BUT MOVING CLOSER ON ACCOMMODATION OF USES, RESIDUAL RIGHTS (INCLUDING TREATMENT OF MILITARY INSTALLATIONS ON CONTINENTAL SHELF), AND TUNA. ON TUNA, MEXICAN TEAM PROPOSED CREATION UNDER LOS TREATY OF NEW TUNA ORGANIZATION WHICH WOULD BE COMPOSED OF COASTAL STATES OF EASTERN PACIFIC REGION (EXPRESSLY INCLUDING U.S. AS COASTAL STATE) AND WHICH WOULD SET CONSERVATION STANDARDS AND DETERMINE ALLOCATION OF TUNA.

3. FULL TEAMS MET LATE IN DAY WITH FOREIGN SECRETARY RABASA FOR IN DEPTH DISCUSSION OF ISSUES AND PROSPECTS FOR GENEVA SESSION. RABASA WELL INFORMED ON AND EXTREMELY INTERESTED IN LOS ISSUES. HE INDICATED MEXICO WOULD SUPPORT FREEDOM OF NAVIGATION AND OVERFLIGHT WITHIN THE ECONOMIC ZONE AND WOULD NOT GIVE ANY PROBLEMS ON UNIMPEDED TRANSIT OF STRAITS. HE ALSO RAISED PRESSURE WITHIN U.S. FROM "INFLUENTIAL SENATORS AND NEW ENGLAND FISHERMEN" FOR UNILATERAL ACTION ON FISHING AND SAID THAT IF THE U.S. TAKES UNILATERAL ACTION BEFORE CONFERENCE MEXICO WILL FOLLOW SUIT. MOORE POINTED OUT COMMON INTEREST OF U.S. AND MEXICO IN NEGOTIATIONS AND STRESSED IMPORTANCE OF ALL NATIONS WORKING THROUGH THE CONFERENCE TO ACHIEVE THEIR LOS GOALS. BOTH NATIONS NOW HAD UNIQUE OPPORTUNITY TO ACHIEVE INTERNATIONALLY AGREED ECONOMIC ZONE AND OTHER IMPORTANT NATIONAL GOALS AND COMPREHENSIVE LOS TREATY WOULD BE OF BENEFIT TO ALL MANKIND. UNILATERAL ACTION COULD DESTROY THIS OPPORTUNITY.

4. COMMENT: MEETINGS VERY CORDIAL AND PRODUCTIVE. AS MAJOR COASTAL STATES AS WELL AS STATES WITH STRONG NAVIGATIONAL CONCERNS, U.S. AND MEXICO HAVE BROAD COMMON INTERESTS IN LOS CONFERENCE. TWO COUNTRIES CLOSE ON NATURE OF ECONOMIC ZONE AND ON NAVIGATIONAL ISSUES. GREATEST PROBLEMS CONCERN-

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ING ECONOMIC ZONE ARE TREATMENT OF MILITARY INSTALLATIONS ON SHELF AND ALLOCATION PRINCIPLE FOR TUNA. IT IS CLEAR THAT MEXICO IS IMPATIENT WITH LENGTH OF NEGOTIATIONS AND WANTS TO CONCLUDE TREATY AS SOON AS POSSIBLE. IN THE MEANTIME, THERE IS SOME DANGER OF UNILATERAL ACTION BY MEXICO ALTHOUGH IMPRESSION RECEIVED THAT THEY WILL HOLD OFF IF CONFERENCE MAKES RAPID PROGRESS AND IF U.S. HOLDS OFF. ENACTMENT OF 200-MILE FISHING BILL BY U.S. WOULD IMMEDIATELY PRECIPITATE

UNILATERAL MEXICAN DECLARATION OF 200-MILE ECONOMIC ZONE.

5. FULL REPORTING CABLE AND MEMCON FOLLOW.

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